### Los Augeles County Sheriff's Department

## Officer Involved Shooting

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Report Date: 01/21/2	2017	Bureau/Station/ Central P	Facility: atrol D	ivision / East Los	Angele		Admin, Inve		Hit?
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RN:	017-010	98-0286-057		Date:	01/21/2	2017	Time		1630
ity or Station:	East Lo	os Angeles Station	1	Nature of Incident: During a traffic	stop, D	eputy Vald	ez fired one	round at	Suspect
South Woo	ds Aven	ue, East Los Ange	eles	Castro (driver) waistband. Sus	when S	uspect Cas	stro retrieved	a handg	iun from his
ocation Type check one or mere) Backyard Beach Business Freeway Industrial Park Parking Lot Residence Runsi School Street Cther:		Darkness Darkness Daylight Other Street Lights  Weather (circle only one Clear Cloudy Fog Rain Distance:	9):	Incident Type (check			Initiated by (che Arrest Warrel Call Observation One Person Other Search Warrel Two Person Prior Activity (che Detective Inmate Tran Other Routine Patr	ck only one) unit unit unit unit unit eck only on sport	
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SH#	2420112	

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#### FORCE APPLIED (one code per block)

Used By (E# or S#)	Used Against (E# or S#)	Method (Code)	Brand (Code)	Caliber (Code)	Authorized Weapon? (Y/N)	Authorized Ammunition? (Y/N)	Type of Injury (Code)	Body Part (Code)
S1	E1	UC					NN	
S1	E2	UC					NN	
E1	S1	FH	BR	9	Y	Y	NN	

#### Officer Involved Shooting Involved Employee Information

URN:

017-01098-0286-057

6 3 of Page Involved Employee M.L. Last Name First Name Employee # Eric E 1 Valdez Work Assignment (Unit #, Module, etc.): Unit Assignment Sex: M Rank 21A/D Bonus 1 East Los Angeles Substance Used: ShiftTime (circle only one) ShiftType (circle only one): Intoxication/Drug Usage? Regular Overtime Off Duty EM PM Day Coroner Case # Hospital Name: Interviewed? Coroner Case? Hospital Admission? Other Factors: Hrs of sleep prior to shooting: **Duty Tim** Clothing (circle only one) Plain Clothes no Vest Raid Jacket w/ Vest Plain Clothes w/ Vest Uniform no Vest Height: Age: 200 Uniform w/ Vest 508 Raid Jacket no Vest PPC Qualification Date: **Laser Training Date** Range Qualification Date: Number of Prior Directed Force: Certification Unit: Prior Shootings? Certified with Weapon Patrol Certification? Shootings Used? # Shots Weapons Fired Caliber # Shots Weapons Fired Caliber 9MM 1 Beretta Brand: Brand: First Name M.I. Field Training Officer Emp # ast Name First Name M.I. Field Training Officer Emp # Last Name M.I. First Name Lest Name Employee # E Work Assignment (Unit #, Module, etc.): Unit Assignment Rank Substance Used: ShiftTime (circle only one). ShiftType (circle only one): Intoxication/Drug Usage? EM PM Day Regular Overtime Off Duty Coroner Case # Hospital Name: Interviewed? Coroner Case? Hospital Admission? Other Fectors Hrs of sleep prior to shooting Duty Time (hrs): Clothing (circle only one) Plain Clothes no Vest Raid Jacket w/ Vest Uniform no Vest Plain Clothes w/ Vest Height: Weight: Uniform w/ Vest Reid Jacket no Vest Laser Training Date: PPC Qualification Date: Range Qualification Date: Number of Prior Directed Force: Certified with Weapon Certification Unit: Prior Shootings? Patrol Certification? Shootings: Used? Çaliber # Shots Weapons Fired Caliber # Shots Weapons Fired Brand: Brand: M.I. First Name Field Training Officer Emp # Last Name M.L First Name Last Name Field Training Officer Emp # M.L. Last Name Employee # Work Assignment (Unit #, Module, etc.): Unit Assignment: Race: Sex: Substance Used: ShiftType (circle only one): ShiftTime (circle only one): Intoxication/Drug Usage? Regular Overtime Off Duty EM PM Day Coroner Case # Hospital Name: Interviewed? Coroner Case? Hospital Admission? Other Factors: Hrs of sleep prior to shooting: Duty Time (hrs): Clothing (circle only one) Plain Clothes no Vest | Raid Jacket w/ Vest |
Plain Clothes w/ Vest | Uniform no Vest |
Raid Jacket no Vest | Uniform w/ Vest | Age: Height Weight: PPC Qualification Date: Laser Training Date: Range Qualification Date: Number of Prior Directed Force: Certified with Weapon Certification Unit: Prior Shootings? Patrol Certification? Shootings: Used? Caliber # Shots Weapons Fired # Shots Weapons Fired Caliber Brand: Brand: First Name Field Training Officer Emp # Last Name M.L First Name Field Training Officer Emp # Last Name

#### Officer Involved Shooting Involved Employee Information

URN:

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				Involved	Employ	ee					
1	Employee #	Last Name					First N	ame			M.I.
15	Sex: Racé:	Rank:		Unit Assignmen	nt:		Work As	signm	ent (Unit#, Module,	etc.):	
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#### Officer Involved Shooting Suspect Information

URN:

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	gergijaska pagramentijasi S	uspect	Information	A KIND OF THE REST OF THE PARTY	
ast Name	Castro		First Name	Arnold	M.I.
KA Last Name	Castro		First Name	Arnold Jr.	M.I.
Sex: M Race: Hispa			City		State & Zip Code:
Work Phone: None given	Home Phone:	Social Se	CUITA	Oriver's Licens	
Age: 39 D.O.B. 03/07/1	1978 Height: 507 Weight: 200	FBI #		CII#	
Booking # 4887710	Primary Charge: 664/187	(a)PC	Secondary Charg	25850(C)(3)PC	
Coroner Case?	Coroner Case #		Intoxication/Drug Usage?	Substance Used: Alcohol,	Marijuana
Armed?	Apprehended? ✓		Mental Iliness?	Criminal History? ✓	
	Model: Year: F-150 2005	Par	ole: No Probation	: Yes Prior Felon	y Conviction: Yes
Last Name			First Name		M.I.
AKA Last Name			First Name		M.I.
Sex: Race:	Street Address:		City		State & Zip Code:
Work Phone:	Home Phone:	Social Se	curity #	Driver's License #:	
Age: D.O.B.	Height: Weight:	FBI#		CH#	101 200 .
Booking #	Primary Charge:		Secondary Charg	je:	
	Coroner Case #		Intoxication/Drug Usage?	Substance Used:	
Coroner Case?				1 1	
Armed?	Apprehended?	Par	Mental illness?  Probation  First Name	Criminal History? : Prior Felon	y Conviction: M.I.
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# SUPPLEMENTAL NON-EMPLOYEE WITNESSES Los Angeles County Sheriff's Department

Page 6 of 6 Non-Employee Witnesses M.I. First Name Last Name Home Ph Work Ph Street Address First Name Last Name Work Ph Zip Code Street Address First Name Last Name Home Ph Zip Code Work Ph Street Address First Name Last Name Zip Code Street Address First Name Last Name Work Ph Home Ph Zip Code Street Address First Name Last Name Zip Code Home Ph Work P Street Address First Name Last Name Home Ph Work Ph Zip Code Street Address First Name Last Name Home Ph Work Ph Zip Code Street Address First Name Last Name Home Ph Zip Code Work Ph Street Address First Name Last Name Home Ph Zip Code Work Ph Street Address First Name Last Name Home Ph Zip Code Work Ph Street Address First Name Last Name Zip Code Work Ph Home Ph Street Address First Name Last Name Work Ph Home Ph Zip Code Street Address First Name Last Name Home Ph Work Ph Zip Code Street Address First Name Last Name Zip Code Work Ph Home Ph Street Address First Name Last Name Home Ph Zip Code Work Ph Street Address

# COUNTY OF LOS ANGELES SHERIFF'S DEPARTMENT

#### INVESTIGATIVE SUMMARY

INCIDENT:

On-Duty Non-Hit Shooting - Suspect Uninjured

IAB FILE NUMBER(S):

SH 2420112

URN#:

017-01098-0286-057

DATE/TIME:

January 21, 2017, 1630

LOCATION:

South Woods Avenue, East Los Angeles, CA

90022

#### **SYNOPSIS**

On January 21, 2017, an Internal Affairs Bureau (IAB) Force and Shooting Rollout Team comprised of Lieutenant Justin Diez, Sergeant Mark Lopez, and Sergeant responded to East Los Angeles Sheriff's Station regarding a deputy-involved shooting. The shooting occurred at approximately 1630 hours when Deputies Eric Valdez and David Casas were working patrol in East Los Angeles. They saw the vehicle driving, what was later reported as a carjacked vehicle, at a high rate of speed past them. Deputy Casas conducted a traffic stop of the suspect vehicle which led to the suspect ramming their patrol vehicle twice and Deputy Valdez firing his duty weapon at the suspect in fear for Deputy Casas' life. The round struck and shattered the front passenger side window of the truck Suspect Castro was driving. Suspect Castro was not struck by the gunfire and was taken into custody without further incident. The shooting review was assigned to Sergeant Mark Lopez.

IAB Lieutenant Justin Diez checked to see that the watch commander, Lieutenant Alejandro Salinas # took reasonable steps to ensure that the involved and witness personnel did not discuss the incident among themselves or with uninvolved persons prior to being interviewed by the assigned investigators, and that the involved and witness personnel did not collectively consult with their attorney or representative. In addition, IAB Lieutenant Diez checked to see if the watch commander attempted to have involved and witness personnel gather in the company of a supervisor until they provided a statement to the assigned investigators.

#### INCIDENT

On January 21, 2017, at approximately 1630 hours, Deputies Eric Valdez and David Casas were working patrol in East Los Angeles, assigned to Unit 21A/Day shift. Deputy Casas was in his 4<sup>th</sup> phase of patrol training and Deputy Valdez was his training officer. Deputy Casas was the driver and Deputy Valdez was the passenger (bookman).

While stopped at the stop sign facing north on Vancouver Avenue at 6th Street, they heard the sound of an engine revving and tires screeching west of their location. Seconds later, they observed a black pick-up truck, traveling at a high rate of speed eastbound 6th Street. Deputy Casas turned eastbound onto 6th Street to conduct a traffic stop of the truck. Deputy Casas and Deputy Valdez saw the truck swerve to the right before reaching the stop sign at Woods Avenue. They believed the driver (Later identified as Suspect Castro) tried to avoid rear-ending a vehicle already stopped at the stop sign. The truck slowed but did not stop at the stop sign at 6th Street and Woods Avenue as it turned southbound onto Woods Avenue. Immediately after turning onto Woods Avenue, the truck abruptly stopped in front of South Woods Avenue corner). Deputy Casas activated his overhead light bar and stopped behind the truck. Unit 23B/P, Deputies Joe Carbajal # and Juan Sanchez # happened to be driving southbound Woods Avenue and saw Deputies Casas and Valdez effecting the traffic stop of the truck. Deputy Sanchez continued driving toward Deputies Valdez and Casas to provide back-up. Deputy Valdez approached the passenger's side of the truck on the sidewalk. Deputy Casas made his approach to the driver's side of the truck on the street (Woods Avenue). The truck's engine revved loudly, rocked forward striking the curb, then suddenly reversed and collided into their patrol vehicle. Deputy Casas retreated back and positioned himself behind his patrol vehicle's engine compartment to avoid being struck by the truck.

IAB NOTE: Deputy Casas had to stop his patrol vehicle diagonally behind the truck Suspect Castro was driving. The patrol vehicle's front right headlamp pointed toward the truck's center tow hitch. When he retreated behind the engine compartment, he stood near the front left fender which placed the engine compartment of the patrol vehicle between him and the truck.

Deputy Valdez advanced closer to the truck while shouting at the driver to stop. The driver (Suspect Castro), rocked the truck forward again, then suddenly reversed and rammed the patrol vehicle a second time.

IAB NOTE: During Deputy Valdez and Deputy Casas' IAB interviews, each deputy stated they believed Suspect Castro was intentionally trying to assault them with his truck.

Deputy Valdez yelled at Suspect Castro to stop and show his hands. Deputy Valdez reached for his radio's microphone to request assistance. Before he was able to broadcast, he saw Suspect Castro, using his right hand, reach for a gun (handgun)

lodged in his right rear waistband. Deputy Valdez yelled at Suspect Castro to drop the gun. Suspect Castro removed the gun from his waistband, continued raising it toward the front of his person, as he (Suspect Castro) was looking behind his left shoulder toward Deputy Casas. Fearing Suspect Castro was about to shoot Deputy Casas, Deputy Valdez fired one round at Suspect Castro. Immediately after firing the first round, Deputy Valdez attempted to fire two additional rounds before realizing his gun had malfunctioned after the first round.

IAB NOTE: Deputies Sanchez and Carbajal simultaneously arrived as Deputy Valdez fired his weapon. They heard a pop, but did not realize a deputy-involved shooting occurred. Instead, Deputy Sanchez believed the pop he heard was Deputy Valdez breaking the passenger side window of the truck, and Deputy Carbajal believed the pop was Deputy Valdez tazing the suspect. See Deputies Carbajal and Sanchez' transcribed interviews for further.

Deputy Valdez later learned that after shattering the window, the round he fired fell to the ground below. After firing the round and clearing his malfunction, he held Suspect Castro at gunpoint and alerted his partners that Suspect Castro was armed. Assisting unit, Unit 25, Detectives Richard Alvarez # and Joseph Manfree # arrived and broadcasted over the radio that there had been a deputy-involved shooting.

Suspect Castro raised his hands and continually looked back at deputy personnel. He continued to yell at the deputies and refused their orders to exit the truck. Still unaware if Suspect Castro had been struck by his gunfire, Deputy Valdez directed assisting units to summon the fire department and stage them nearby.

who is a resident at said said she saw Suspect Castro standing on the running board of the truck while, shouting, "Shoot me," approximately three times. (See Witness transcribed interview for further statements).

While detaining Suspect Castro at gunpoint, Deputy Valdez saw a female (later identified as Witness in a vehicle across the street, and told her to drive away southbound on Woods Avenue.

IAB NOTE: Witness said in her interview with IAB investigators, that she was ordered to remain in her vehicle by responding deputies and did so until she was given permission to leave. She said she was given permission to leave by unknown deputy personnel, after the shooting occurred but before the suspect was taken into custody.

Deputy personnel instructed Suspect Castro to exit the truck. Suspect Castro opened the driver's door, stood on the driver's side running board of the truck, and began shouting, "Shoot me!" and yelled at them for breaking the truck's window. (Suspect Castro was repeatedly given orders to keep his hands exposed while he was in the truck). Once additional units and a sergeant arrived, Deputy Carbajal ordered Suspect Castro to walk toward them with his hands up. Suspect Castro stepped off the running board of the truck and walked toward the deputies with his hands up. Based on the close proximity to Suspect Castro, Deputies Sanchez and Carbajal made physical contact with him. Deputy Sanchez secured Suspect Castro's right arm, and Deputy Carbajal secured his left arm. They turned Suspect Castro around to be handcuffed. Deputy Casas handcuffed Suspect Castro without any resistance from him (Suspect Castro). Suspect Castro was placed in the backseat of a patrol vehicle.

Suspect Castro was examined and deemed uninjured by Los Angeles County Fire Engine 22, Squad 3, under the command of Captain Escamilla.

While deputies at the scene conducted this investigation, Unit 21K1, Deputy Dwight Aguayo # received a report call of a carjacking, perpetrated by a suspect who's description was similar to that of Suspect Castro's, and involved a similarly described vehicle. It was determined Suspect Castro was positively identified by civilian witnesses as the suspect who had just stolen the truck he was driving, and had been involved in at least one confirmed hit and run collision just prior to this incident. (For further on theft incident, refer to SH-AD-49 under East Los Angeles Station URN number 917-01101-0281-091 [EXHIBIT A] and CHP Traffic Collision Report under CHP report number 9535-2017-13279 [EHXIBIT A]).

Deputies Valdez and Casas were transported to East Los Angeles Sheriff's Station without delay where they awaited the arrival of Internal Affairs Bureau investigators.

Forensic Identification Specialist (F.I.S.) II, David Alonso # from the Los Angeles County Sheriff's Department Scientific Services Bureau, arrived at 1950 hours and processed the scene. F.I.S. Alonso photographed [EXHIBIT E] the scene as well as the involved deputies and Deputy Valdez' firearm. He also photographed the firearm recovered in the truck Suspect Castro was driving. For descriptions of the evidence collected and where it was located, see Crime Scene Investigation Report [EXHIBIT C].

#### **Round Count**

Internal Affairs Bureau Investigators, Sergeants Mark Lopez and contacted Deputy Valdez at 2301 hours, at the East Los Angeles Sheriff's Station to collect his firearm (Beretta 92F, 9mm, #BER Z). This contact was recorded and uploaded into Dictaphone under job #53726. The recording was also transcribed. (See Transcribed Interviews section for further).

Deputy Valdez's weapon contained one unexpended bullet (round) in the weapon's chamber and fourteen unexpended bullets in the weapon magazine. Deputy Valdez' weapon's round capacity is 16 rounds, which includes one round in the chamber and fifteen rounds in its magazine. The two magazines in his front pouch contained fifteen unexpended rounds in each magazine and the magazine he carried in the rear pouch of his gun belt also contained fifteen unexpended rounds. The firearm was released to Forensic Identification Specialist II David Alonso # (See Laboratory Examination Report [Exhibit C] for examination results on Deputy Valdez' firearm).

#### INVOLVED EMPLOYEE AND WORK HISTORY

Valdez, Eric J., Deputy Sheriff, #\_\_\_\_\_\_ Central Patro! Division East Los Angeles Station

#### **Work History**

Date of Employment:

Date Assigned to East Los Angeles Station:

Date Completed Patrol Training:

Prior Shooting Incident(s):

Prior Founded Force Incidents:

#### **Equipment Worn On Person**

- Oleoresin Capsicum (OC) Spray
- M-26 taser
- Knife
- PR-24 baton (in radio car)
- Shotgun (in radio car)

#### SUSPECT INFORMATION

Castro, Arnold
Male, Hispanic, DOB: March 7, 1978, 5'07", 200 pounds
CII # MAIN # FBI #

IAB NOTE: A printout of Suspect Castro's Consolidated Criminal History

System review is included in the Miscellaneous

**Documents** section of this summary. A review of Suspect Castro's criminal history revealed that Suspect Castro had



Suspect Castro sustained no injuries.

#### **DEPUTY PERSONNEL INJURIES**

No deputy personnel were injured in this incident.

#### PHYSICAL EVIDENCE:

All evidence was collected by Forensic Identification Specialist II David Alonso # from Scientific Services Bureau. For descriptions of the evidence collected and where it was collected, see FIS Alonso's Crime Scene Investigation Report [EXHIBIT C].

#### INVESTIGATOR'S OBSERVATIONS

Approximately three and a half hours elapsed from the shooting to IAB investigator's observations. A walk through of the location of the shooting was conducted. The area of the shooting was a residential north/south street, with homes bordering the west and east sides of the street. The street was dimly lit with lighting coming from street lights and residential porch type lighting at the time of our arrival.

The scene is described in detail by FIS Alonso **[EXHIBIT C]**. His description of the scene was consistent with IAB investigator's observations. The scene was also photographed by FIS Alonso **[EXHIBIT E]**.

#### WEAPONS USED BY DEPUTY VALDEZ

Deputy Valdez fired one round of Department issued 9mm ammunition from his Department issued Beretta 92FS, semiautomatic pistol (serial #BER 22). The firearm was examined by Senior Criminalist Marco lezza, # 2007. of the Scientific Services Bureau Firearms Identification section and found to be functional [EXHIBIT B].

Senior Criminalist lezza determined the round Deputy Valdez fired was Department issued ammunition. See Senior Criminalist lezza's Laboratory Examination Report **[EXHIBIT B]** for further.

IAB NOTE: Although Senior Criminalist lezza could not determine with scientific certainty, and therefore did not include the following in his report, he subjectively determined, based on the existing evidence, that the round fired by Deputy Valdez was likely a squib load. In a subsequent telephone conversation with Senior Criminalist lezza, he explained that a squib load is a bullet that did not have proper ignition to propel the

One expended bullet and one 9mm bullet casing were recovered from the scene of the incident by FIS Alonso **[EXHIBIT C, page 2]**. FIS Alonso recovered the 9mm bullet casing from Deputy Ben Zaredini, **# Exercise**, who maintained possession of it after Deputy Valdez handed it to him following the incident.

bullet at its proper velocity.

Date last qualified:
Date last trained with weapon:



#### WEAPON USED BY SUSPECT CASTRO

DNA and fingerprint results for the suspect's firearm were still pending at the completion of this investigation.

#### PROPERTY DAMAGE BY SUSPECT CASTRO

2005 Ford F-150, CA. Lic. #

- Shattered right front passenger window (The round Deputy Valdez fired struck the front passenger side window to the vehicle the suspect was driving without penetrating the interior of the cab).
- Traffic collision damage to front left and front right sides of vehicle
- Traffic collision damage to rear trailer hitch

2010 Ford Crown Victoria, CA. Lic. #1345199 (L.A. County vehicle #SH0553)

- Damaged plastic housing to front right headlamp

#### Property Damage caused by Suspect Castro during Hit and Run Collisions

2015 Nissan Sentra, CA. Lic. #

- Moderate traffic collision damage to right front fender and front end
- Minor traffic collision damage to left rear bumper and side panel

2002 Buick Rendezvous, CA. Lic. #

- Minor traffic collision damage to left front bumper

Damage to lefeet of fence at

See CHP Traffic Collision Report #9535-201713279 [EXHIBIT A] for the above damage caused during the hit and run collisions.

#### CRIMINAL INVESTIGATORS AND CHARGES FILED

The criminal investigation into the shooting was handled by East Los Angeles Detective

On January 24, 2017, the Los Angeles District Attorney filed the following seven felony charges and one misdemeanor charge against Suspect Castro:

Count 1 - Carjacking; 215(A)PC

Count 2 - Hit and Run Causing Injury; 20001(B)(1)CVC

Count 3 - Hit and Run Causing Property Damage; 20002(A)CVC

Count 4 - Assault on a Peace Officer with a Deadly Weapon; 245(C)PC

Count 5 - Assault on a Peace Officer with a Deadly Weapon; 245(C)PC

Count 6 - Assault on a Peace Officer with a Semiautomatic Firearm; 245(D)(2)PC

Count 7 - Convicted Felon in Possession of a Firearm; 29800(A)(1)PC

Count 8 - Possession of a Controlled Substance While in Possession of a Loaded Firearm; 11370.1(A)HS

See **Miscellaneous Documents** for district attorney's charge evaluation worksheet and County of Los Angeles Superior Court printout, which revealed Suspect Castro next court date of July 17, 2017.

#### LIGHTING WEATHER CONDITIONS:

The scene was illuminated by natural light from the sun. The weather was clear and cool.

#### WITNESS STATEMENTS

The following narratives are intended only as synopses of the interviews. Additional information and precise wording may be obtained by reviewing the digitally audio recorded interviews and verbatim transcriptions.

#### INVOLVED EMPLOYEE DEPUTY ERIC VALDEZ

Deputy Valdez was interviewed on February 1, 2017, by Sergeant Mark Lopez and from the Internal Affairs Bureau. Deputy Valdez was Sergeant represented by Maureen Okwuosa from Green & Shinee. Deputy Valdez wrote a supplemental report regarding this incident and was provided a copy prior to his IAB interview. Additionally, the night of this incident, Deputy Valdez was interviewed by East Los Angeles Station Detective and Operation Safe Streets Bureau Detective

IAB NOTE: IAB investigators did not learn that Detective interviews with Deputy Valdez and Deputy Casas were audio recorded until after Deputy Valdez and Deputy Casas' interviews with IAB. Therefore, Deputy Valdez was not provided transcripts of his interview with Detective prior to his IAB interview. Additionally, interviews of Deputies Carbaial and Sanchez' by East Los Angeles Station Detectives # and Disylvio Mitchell # were also audio recorded unbeknownst to IAB investigators. Transcripts of their interviews were not provided to either deputy during their IAB interviews.

Deputy Valdez said as he and Deputy Casas approached the truck on foot, the truck's engine revved loudly, rocked forward striking the curb, then suddenly reversed and collided into their patrol vehicle. Deputy Valdez advanced closer to the truck while shouting at the driver to stop. The driver (Suspect Castro), rocked the truck forward hitting the curb with its tires again, then suddenly reversed and rammed the patrol vehicle a second time. Deputy Valdez said after the truck Suspect Castro was driving struck their patrol vehicle twice, Deputy Valdez advanced closer to the truck while shouting at the driver to stop and show his hands. Deputy Valdez reached for his radio microphone to request assistance. Before he was able to broadcast, he saw Suspect Castro reach for a gun (handgun) lodged in his right rear waistband. Deputy Valdez yelled at Suspect Castro to drop the gun. Suspect Castro removed the gun from his waistband, continued raising it toward the front of his person, as he (Suspect Castro) was looking behind his left shoulder toward Deputy Casas. Fearing Suspect Castro was about to shoot Deputy Casas, Deputy Valdez fired one round at Suspect Castro. Immediately after firing the first round, Deputy Valdez attempted to fire two additional rounds before realizing his gun had malfunctioned after the first round discharged.

The fired round shattered the front right passenger window of the truck. Although Deputy Valdez now had an unobstructed view of Suspect Castro through the shattered front right window, he did not know if the bullet struck Suspect Castro, nor could he see Suspect Castro's hands, or the gun. Cognizant of the continuing threat, Deputy Valdez quickly addressed his gun malfunction. Deputy Valdez used his left hand to lock the slide of his gun to the rear, and swept what he thought was an unexpended round from the top of the slide in the process. Deputy Valdez placed, what was later determined to be an expended casing, in his left front pants pocket and reassessed the situation

Although Deputy Valdez no longer saw the gun in Suspect Castro's hands after his reassessment, Deputy Valdez alerted his partners by shouting, "998/417." Due to the ongoing threat in the truck, Deputy Valdez did not focus his attention on broadcasting his situation over the radio, but rather focused on Suspect Castro's actions and continued giving him orders to show his hands. An assisting unit, later determined to be Unit 25 (Detectives Manfree and Alvarez) arrived. Deputy Valdez advised Detective Alvarez he had been involved in a deputy-involved shooting and asked Detective Alvarez to "stage fire." Detective Alvarez stepped away, then returned to Deputy Valdez to assist in keeping Suspect Castro "at bay."

Deputy Valdez saw Deputy Casas along with an unknown arrest team take Suspect Castro into custody without further incident.

IAB Note: Photographs taken by Scientific Services Bureau of the scene were used by IAB Investigators during Deputy Valdez' interview to determine his exact position when the deputy-involved shooting occurred. Deputy Valdez plotted his location on the photograph by placing an "X" on the location where he believed he was standing. The photograph can be found behind Deputy Valdez' transcripts.

#### WITNESS DEPUTY DAVID CASAS

Deputy Casas was interviewed by Internal Affairs Bureau Investigators on February 1, 2017. He was represented by Maureen Okwuosa from Green & Shinee. Deputy Casas wrote a supplemental report regarding this non-hit shooting and was provided a copy prior to his interview. Additionally, the night of this incident, Deputy Casas was interviewed by East Los Angeles Station Detective and OSS Bureau Detective

Deputy Casas said the night of this incident, he was partnered with Deputy Valdez, who is his training officer. He said they conducted a traffic stop of the suspect after seeing him speed past them. Deputy Casas saw the truck "jerk forward" and believed it hit the curb. The suspect revved the engine and reversed into their patrol vehicle. The suspect then went forward. He put the truck in reverse and rammed their patrol vehicle a second time in an apparent effort to strike them. After colliding into their vehicle a second time, Deputy Casas heard what he thought was Deputy Valdez breaking the truck's passenger side window with his flashlight. After assisting units arrived, he heard

Deputy Valdez advise the suspect was armed with a gun.

He said the suspect stood on the running board of the truck "mouthing off" but eventually complied with their orders to step off with his hands up. Deputy Casas said he handcuffed Suspect Castro, assisted by Deputies Sanchez and Carbajal, without resistance from the suspect. Deputy Casas recovered methamphetamine from Suspect Castro's front coin pocket and learned Deputy Sanchez recovered a loaded firearm from the truck Suspect Castro was driving.

IAB Note: Photographs taken by Scientific Services Bureau of the scene were used by IAB Investigators during Deputy Casas' interview to determine his exact position when the deputy-involved shooting occurred. Deputy Casas plotted his location on the photograph, by placing an "X" on the location where he believed he was standing. The photograph can be found behind Deputy Casas' transcripts.

#### WITNESS DEPUTY JOE CARBAJAL

Deputy Carbajal was interviewed by Internal Affairs Bureau on February 2, 2017. He was represented by Maureen Okwuosa from Green & Shinee. Deputy Carbajal wrote a supplemental report regarding this non-hit shooting and was provided a copy prior to his interview. Additionally, the night of this incident, Deputy Carbajal was interviewed by East Los Angeles Station Detectives and Disylvio Mitchell.

Deputy Carbajal said he was partnered with Deputy Sanchez the night of this incident and was the passenger (bookman) in the vehicle. He said they saw a unit conducting a traffic stop and as they were doing so, the driver of the stopped vehicle reversed, and rammed the patrol vehicle two times. As they arrived to assist, Deputy Carbajal heard a low popping sound, which he thought was Deputy Valdez tazing Suspect Castro.

As Deputy Sanchez contacted Deputy Valdez, Deputy Carbajal communicated with Suspect Castro. Deputy Valdez told Deputy Sanchez that Suspect Castro was armed with a gun and Deputy Sanchez broadcasted radio traffic to alert assisting units. Deputy Carbajal then ordered Suspect Castro to walk over to them with his hands up Suspect Castro complied and was taken into custody without incident.

IAB Note: Photographs taken by Scientific Services Bureau of the scene were used by IAB Investigators during Deputy Carbajal's interview to determine his exact position when the deputy-involved shooting occurred. Deputy Carbajal noted his location on the photograph, by placing an "X" on the location he believed he was. The photograph can be found behind Deputy Carbajal's transcripts.

#### WITNESS DEPUTY JUAN SANCHEZ

Deputy Sanchez was interviewed by Internal Affairs Bureau on February 2, 2017. He was represented by Maureen Okwuosa from Green & Shinee. Deputy Sanchez wrote a supplemental report regarding this non-hit shooting and was provided a copy prior to his interview. Additionally, the night of this incident, Deputy Carbajal was interviewed by East Los Angeles Station Detectives and Dysylvio Mitchell.

Deputy Sanchez said he was partnered with Deputy Carbajal the night of this incident and was the driver of the vehicle. He said they saw a unit conducting a traffic stop and as they were doing so, the driver of the stopped vehicle reversed and rammed the patrol vehicle two times. As they arrived to assist, Deputy Sanchez heard a popping noise, which he thought was glass breaking. As Deputy Carbajal detained Suspect Castro at gunpoint, Deputy Sanchez walked over to Deputy Valdez who advised him Suspect Castro was "417." Once sufficient units arrived, they took Suspect Castro into custody without incident. Deputy Sanchez said based on the amount of people near the scene, including a lady he believed was approximately five feet away from them, he felt the scene was not secured so he recovered the firearm that he saw in Suspect Castro's truck and rendered it safe. (See page 3 of Deputy Carbajal's IAB interview transcript).

IAB Note: Photographs taken by Scientific Services Bureau of the scene were unable to be used by Deputy Sanchez to plot his position when the deputy-involved shooting occurred. Neither photographed depicted his position during the shooting. However, Deputy Sanchez said he was exiting his patrol vehicle when he heard the pop, which would place him left and to the rear of Deputy Valdez and Suspect Castro.

#### CIVILIAN WITNESS' STATEMENTS

WITNESS

# Witness said he was driving his vehicle with his was stopping at the stop sign at 6th Street and Woods Avenue, he saw the deputies pull over a truck. The deputy on the driver's side approached the driver side of the truck while the passenger approached the passenger side. He saw the truck ram the police car and heard deputies yell, "Hey." He saw and heard the passenger deputy fire a shot at the truck. After the gunshot, he sought safety by proceeding west on 6th street and stopped at Atlantic Boulevard and Woods Avenue. Witness said additional deputies arrived from the north after he drove through the intersection. After passing the intersection, he did not see anything further.

WITNESS
Witness said she, her (Witness and and Witness) were traveling east on 6th Street toward Atlantic Boulevard in their vehicle. She was seated in the front passenger seat, her was in the backseat, and her was driving. As they were stopped at the stop sign at Woods Avenue, she saw deputies pull the suspect vehicle over at the corner, then saw the suspect reverse and hit the deputies' patrol vehicle with his truck. She saw the deputy on the right side shoot at the suspect but did not know if the bullet struck the suspect. Witness saw the passenger side window shatter. As her began to drive eastbound on 6th Street, Witness looked back and saw the suspect sitting in the truck with the door open and his hands up.
WITNESS
Witness said she was seated in the backseat on the right side of her car when she saw the truck "bump" the patrol vehicle. The two lone deputies yelled, "Hey," before she saw (and heard) the deputy on the right side of the truck fire one shot at the truck's passenger side window. After the shot was fired, her the drove off and she did not see anything further.
WITNESS
Witness said she had parked her car on the right hand side of Woods Avenue (determined to be the corner of Woods Avenue and 6 <sup>th</sup> Street) and remained in her car, conversing on her cell phone. While in her car, deputies pulled over a truck from her, on Woods Avenue. She attempted to exit her vehicle but a deputy told her to remain inside of it. She saw deputies exit their patrol vehicle and approach the truck. She said the deputies "were just pointing with the gun for him to get out." That is when she heard one gunshot fired but did not see the shot nor who fired the shot. She got scared and again attempted to exit her vehicle when deputies told her not to get out. After approximately two minutes, they hand motioned to her to exit and leave. She never saw the suspect or his actions and did not see the collision.
IAB NOTE: During this interview, IAB investigators drew a map  [EXHIBIT D] of 6th Street and Woods Avenue to ascertain  Witness vehicle's position during the incident.  Witness placed an X on the map to depict where her car was parked during the incident.
WITNESS
Witness said she was in her bedroom when she heard a shot but did not see it. She said she witnessed this incident through the window (said facing) of her front porch. She heard two deputies asking the suspect to come off the vehicle as he stood on the truck's running board yelling at the deputies to shoot him, and saying he didn't want to

was already shattered. As deputies were telling the suspect to get down, she heard a gun "click" and decided to get away from the window. IAB NOTE: Witness said the click of the gun was the manipulation of a gun or its slide being pulled back. Witness said the deputies did not have to fight the suspect when they arrested him and handcuffed him. Witness did not hear either of the collisions but believed she may have heard a gunshot before witnessing the incident. WITNESS said she saw a patrol vehicle through her residence's front ( Witness facing) window on Woods Avenue and heard deputies ordering someone to get out of a car and keep their hands up. While she was looking out of the window, her (Witness and her friend joined her. She heard a gunshot, got scared, then told everyone to back up and go to the back of the house. Approximately five minutes later, she looked out her window again and noticed the truck's passenger window was shattered. She also saw the suspect standing outside of the truck with his hands up when the deputies calmly handcuffed him. Witness saw medical personnel arrive and treated the suspect. IAB NOTE: After Witness interview, contact information was requested from her. Witness said and she did not know her new had moved to address or phone number. WITNESS Witness said she exited her house to retrieve something from her car and saw the end of the incident. From a distance of approximately houses away, she saw deputies attempting to convince the suspect to exit the truck. Their efforts lasted approximately a minute and a half and he was not cooperating with them. When deputies were finally able to get him out of the truck, they put his arms behind his back, and "pulled" him toward the patrol vehicle. Witness said, "He was pulling and trying to make sure that he wasn't gonna get arrested." She said they arrested the suspect without having to hit him. Witness did not hear any gunshots. was the only witness that said Suspect IAB NOTE: Witness Castro "was pulling" from the deputies.

get off the car. When she saw assisting deputies arrive, she noted the truck's window

#### WITNESS

Witness said he was his inside his residence when his was (Witness stepped outside. Approximately two minutes after Witness stepped out, she called for Witness to come outside to show him what was occurring. Witness saw the suspect's arms being placed behind his back by deputies but did not actually see him being handcuffed. He said no force was needed and they did not strike the suspect. He did not hear a gunshot.

#### WITNESS

Witness said she was playing with her with the window in her kitchen near the kitchen window facing) when she heard a noise. She was unable to tell if the noise was a gunshot. The noise caused her to look out her kitchen window (which is on the facing of 6th Street and Woods Avenue) and she saw numerous deputies behind a black truck with its driver's side door open. She feared there would be gunshots because it looked like they were unable to convince the man to exit the truck. The man finally came out with his hands up and gave up. She saw an ambulance and firemen arrive, but from that point on, she did not see anything else. She thanked God the deputies did a good job by convincing him to give up.

#### SUSPECT ARNOLD CASTRO

Suspect Castro was interviewed on January 31, 2017, by Sergeant Mark Lopez and Lieutenant Justin Diez of the Internal Affairs Bureau. Suspect Castro said he was upset over his boss selling a vehicle that he (boss) had agreed to sell to him (Suspect Castro). When he saw a customer's vehicle (2005 Ford F-150) idling at his boss's business, he decided to take it so he could go visit his mother. Suspect Castro denied having a gun and also denied taking the vehicle by force. Suspect Castro first saw the deputies at Vancouver Avenue. Suspect Castro said he was trying to park the vehicle when he got pulled over, but had difficulty placing the vehicle into park. A deputy fired at him from the passenger side so he purposely made eye contact with the deputy to tell him to relax, so he would cease fire. Suspect Castro said the driver's side deputy never past the truck's rear bumper. He said he never intended to shoot at the deputies and again denied having a gun in his possession.

Suspect Castro said, "The lady right there on the corner (likely referring to Witness) real quick, came out, like, Hey! What are you doing? Why are you shooting at him?" Suspect Castro believed the deputy shot at him because he saw him trying to park the truck and probably thought he was trying to keep moving. He said the manner in which he was trying to park the truck might have scared the deputy. He denied ramming the patrol vehicle with the truck he was driving or trying to strike the deputies with the truck. He said he was given commands to turn off the truck and tried, but it was his first time driving a Ford Raptor. Suspect Castro denied wanting to commit suicide by cop. He also denied hearing deputies telling him to drop the gun. He said deputies did not use force on him when they handcuffed him.

Suspect Castro admitted he used marijuana and had 2-3 beers that day. He also used methamphetamine, which he referred to as "jet fuel", the night prior. He said he has been arrested for possession of narcotics in past but denied ever being placed on a 5150 WIC hold. Suspect Castro admitted to having multiple personalities. Suspect Castro said he "doubted" his DNA or prints will be on the recovered gun. Suspect Castro denied being under the influence of narcotics or alcohol during his interview with IAB investigators but had taken naproxen which was given to him at the Men's Central Jail clinic.

> IAB NOTE: Naproxen is a nonsteroidal anti-inflammatory drug (NSAID) and is the generic product for Aleve and Midol.

Suspect Castro said he thought East Los Angeles deputies did a good job except for the charges that they charged him with.

#### RADIO TRAFFIC

1st audio file

Involved personnel utilized the Dispatch 3 duplex patch during the incident's entirety. All critical broadcasts were captured on Dispatch 3 voiceprint. The radio traffic is contained in four audio files on one compact disc [EXHIBIT F] for a duration of 19 minutes and 52 seconds. The following is a timeline of pertinent radio transmissions.

1633 hours – timestamp 0:21 23B advises their detaining a 417 suspect at gunpo at 6 <sup>th</sup> / Woods; requests airship	oint
1634 hours - timestamp 1:18 23B requests 902R to stage at 6th / Atlantic	
1635 hours - timestamp 2:22 23B unit coordinates blocking traffic	
1635 hours - timestamp 2:50 23B advises sufficient units – shut down Code 3's	
2 <sup>nd</sup> audio file	
1636 hours - timestamp 0:16 Unit 25 advises 998, requests a sergeant Code 3	
1636 hours - timestamp 0:32 20S advises Code 6; 21S advises responding Cod	e 3
1636 hours - timestamp 0:44 25 advises no deputies injures, suspect still in vehi	cle

3 <sup>rd</sup> audio file	
1637 hours - timestamp 2:16	Unit 25 advises cancel further units responding Code 3
1639 hours - timestamp 2:23 1639 hours - timestamp 2:48 1640 hours - timestamp 3:47	Unit 25 advises detaining suspect and vehicle is clear Unit 25 requests fire to remain staged 21S advises 10-97

4th audio file

1642 hours - timestamp 0:16 Unknown unit advises Code 4 detaining one, drop the patch